

FORM PTO-1390
(REV. 1-98)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

WC131

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371**

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

09/269903

INTERNATIONAL APPLICATION NO.

PCT/GB97/02726

INTERNATIONAL FILING DATE

06 October 1997

PRIORITY DATE CLAIMED

04 October 1996

TITLE OF INVENTION

Colonic Delivery of Weak Acid Drugs

APPLICANT(S) FOR DO/EO/US

WATTS, Peter James

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☒ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). (unexecuted)
10. ☐ A translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A FIRST preliminary amendment.
☐ A SECOND or SUBSEQUENT preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information: Copy of published application

| | | | | | |
|--|--------------|--------------|------------|---------------------------|----|
| 17. <input checked="" type="checkbox"/> The following fees are submitted: BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)): Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO \$ 970.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO 840.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO 760.00 International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) 670.00 International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) 96.00 ENTER APPROPRIATE BASIC FEE AMOUNT = | | | | CALCULATIONS PTO USE ONLY | |
| | | | | \$ 840.00 | |
| Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)). | | | | \$ 130.00 | |
| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE | \$ | |
| Total claims | 20 - 20 = | | x \$18.00 | \$ | |
| Independent claims | 4 - 3 = | | x \$78.00 | \$ 78.00 | |
| MULTIPLE DEPENDENT CLAIM(S) (if applicable) | | | + \$260.00 | \$ | |
| TOTAL OF ABOVE CALCULATIONS = | | | | \$ 1,048.00 | |
| Reduction of 1/2 for filing by small entity, if applicable. A Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28). | | | | \$ | |
| SUBTOTAL = | | | | \$ 1,048.00 | |
| Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)). | | | | \$ | |
| TOTAL NATIONAL FEE = | | | | \$ 1,048.00 | |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property + | | | | \$ | |
| TOTAL FEES ENCLOSED = | | | | \$ 1,048.00 | |
| | | | | Amount to be refunded: | \$ |
| | | | | charged: | \$ |

- a. ☒ A check in the amount of \$ 1,048.00 to cover the above fees is enclosed.
- b. ☐ Please charge my Deposit Account No. 01-2507 in the amount of \$ _____ to cover the above fees.
A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any
overpayment to Deposit Account No. 01-2507. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Patreia L. Pabst, Esq.
Arnall Golden & Gregory, LLP
2800 One Atlantic Center
1201 West Peachtree Street
Atlanta, Georgia 30309-3450
United States of America

SIGNATURE

Kevin W. King

NAME

42,737

REGISTRATION NUMBER

09/269903

IN THE U.S. RECEIVING OFFICE FOR THE
PATENT COOPERATION TREATY

510 Rec'd PCT/PTO 02 APR 1999

Applicant: WATTS, Peter James
International Application No: PCT/GB97/02726
International Filing Date:
U.S. Serial No:
Filed: 02 April 1999
Express Mail Label No: EL273009964US
Date of Deposit: 02 April 1999
For: *Colonic Delivery of Weak Acid Drugs*

Box PCT
Assistant Commissioner
for Patents
Washington, D.C. 20231

EXPRESS MAIL TRANSMITTAL LETTER
FOR PATENT APPLICATION AND CERTIFICATE OF MAILING

Sir:

Pursuant to 35 U.S.C. § 371 and 37 C.F.R. § 1.10, applicant encloses a Transmittal Letter to the United States Designated/Elected Office (DO/EO/US), a copy of International Application No. PCT/GB97/02726 entitled "Colonic Delivery of Weak Acid Drugs", filed in the United Kingdom Receiving Office for the PCT on 06 October 1997, a Preliminary Amendment, an unexecuted Declaration and Power of Attorney, and a check in the amount of \$1,048.00 which represents the filing fee under 37 C.F.R. 1.492(a)(1)-(5) for a large entity.


The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 01-2507. A duplicate copy of this request is enclosed.

This application is being filed on 02 April 1999, by mailing the Transmittal Letter to Box PCT, Assistant Commissioner for Patents, Washington, D.C. 20231 via the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 C.F.R. § 1.10. The Express Mail label number appears in the heading of this paper which is attached to the Transmittal Letter.

All correspondence concerning this application should be mailed to:

Patrea L. Pabst, Esq.
Arnall Golden & Gregory, LLP
2800 One Atlantic Center
1201 West Peachtree Street
Atlanta, Georgia 30309-3450

Respectfully submitted,



Kevin W. King
Registration No. 42,737

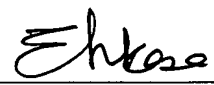
Date: 02 April 1999

ARNALL GOLDEN & GREGORY, LLP
2800 One Atlantic Center
1201 West Peachtree Street
Atlanta, Georgia 30309-3450
(404) 873-8596
(404) 873-8597

CERTIFICATE OF MAILING UNDER 37 CFR § 1.10

I hereby certify that this Express Mail Transmittal Letter for Patent Application and any documents referred to as attached therein are being deposited with the United States Postal Service on this date, 02 April 1999, in an envelope as "Express Mail Post Office to Addressee" service under 37 CFR § 1.10, Mailing Label Number EL273009964US addressed to Box PCT, Assistant Commissioner for Patents, Washington, D.C. 20231.

Date: 02 April 1999



Eva Mukasa

WC 131
App & PTO
Left

The "Received" stamp of the Patent Office imprinted
hereon acknowledges the filing of: —

Applicant: Peter James Watts

Serial & Docket No. WC131

Filed: 02 April 1999 Express Mail #EL273009964US

Papers Submitted:

Express Mail Transmittal Letter for Patent Application and Certificate of
Mailing by Express Mail Label EL0273009964US (in duplicate),
Transmittal Letter to the United States Designated/Elected Office
(DO/EO/US) (in duplicate), unexecuted Declaration, Preliminary
Amendment, copy of International Application PCT/GB9702726, check
in the amount of \$1,048.00

Date: 02 April 1999 20260-0058

By: Patrea L. Pabst, Reg. No. 31,284

430 Rec'd PCT/PTO 02 APR 1999 09/269903